

JOURNAL OF THE HOUSE

SECOND REGULAR SESSION, 90th GENERAL ASSEMBLY

THIRTEENTH DAY, WEDNESDAY, JANUARY 26, 2000

Speaker Gaw in the Chair.

Prayer by Father David Buescher.

I adapt this prayer from Celtic Prayers from Iona, by J. Philip Newell:

Your are the love of each living creature, O God.
You are the warmth of the rising sun.
You are the whiteness of the moon at night.
You are the life of the growing earth.
You are the strength of the waves of the sea.
Speak to us this day, O God.
Speak to us Your truth.
Dwell with us this day, O God.
Dwell with us in love. Amen.

The Pledge of Allegiance to the flag was recited.

The Journal of the twelfth day was approved as corrected by the following vote:

AYES: 151

Abel	Akin	Alter	Auer	Backer
Ballard	Barnett	Barry 100	Bartelsmeyer	Bartle
Bennett	Berkstresser	Black	Blunt	Boatright
Bonner	Boucher	Boykins	Bray 84	Britt
Burton	Campbell	Carter	Chrismer	Cierpiot
Clayton	Crawford	Crump	Curls	Davis 122
Davis 63	Days	Dougherty	Elliott	Enz
Evans	Farnen	Fitzwater	Foley	Ford
Foster	Franklin	Fraser	Froelker	Gambaro
Gaskill	George	Gibbons	Graham 106	Graham 24
Gratz	Green	Griesheimer	Gross	Gunn
Hagan-Harrell	Hampton	Harlan	Hartzler 123	Hartzler 124
Hegeman	Hendrickson	Hickey	Hilgemann	Hohulin
Holand	Hollingsworth	Hoppe	Hosmer	Howerton
Kelley 47	Kelly 27	Kennedy	King	Kissell
Klindt	Koller	Kreider	Lakin	Lawson
Leake	Legan	Levin	Liese	Linton
Lograsso	Long	Loudon	Luetkemeyer	Luetkenhaus
Marble	May 108	Mays 50	McBride	McClelland
McKenna	Merideth	Miller	Monaco	Murphy
Murray	Myers	Naeger	Nordwald	O'Connor
O'Toole	Ostmann	Overschmidt	Parker	Patek
Phillips	Pouche	Pryor	Purgason	Ransdall
Reid	Relford	Reynolds	Richardson	Ridgeway
Riley	Rizzo	Ross	Sallee	Scheve
Schilling	Schwab	Secrest	Seigfreid	Selby

Shelton	Skaggs	Smith	Stokan	Summers
Surface	Thompson	Townley	Treadway	Troupe
Tudor	Van Zandt	Vogel	Wagner	Ward
Wiggins	Williams 121	Williams 159	Wilson 25	Wilson 42
Mr. Speaker				

NOES: 002

Hanaway	Wright
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PRESENT: 000

ABSENT WITH LEAVE: 009

Berkowitz	Champion	Dolan	Kasten	McLuckie
Reinhart	Robirds	Scott	Shields	

VACANCIES: 001

RESOLUTION

HR 141 was taken up by Representative Naeger and read.

House Resolution No. 141

WHEREAS, the members of the Missouri House of Representatives always welcome the opportunity to recognize those Show-Me State college students who have attained notable success during four years of impressive sports competition while pursuing excellence in academics; and

WHEREAS, Scott Pingel, son of Wayne and Janet Pingel of Perryville, Missouri, is a senior at Westminster College in Fulton, where he enjoys an excellent reputation as the Saint Louis Intercollegiate Athletic Conference Player of the Year and a GTE Academic All-American finalist; and

WHEREAS, Scott Pingel capped his stellar football career as a wide receiver for the Blue Jays by being named to the Hewlett-Packard Division III All-American first team, making him the only player to earn such distinction the past three seasons; and

WHEREAS, admirably coached by Conference Coach of the Year John Welty, Scott Pingel completed the 1999-2000 season by setting new NCAA all-divisions records for career receptions, career yardage, and career touchdown catches; and

WHEREAS, the final season of his college athletic career found Scott Pingel recording 136 receptions for 1,648 yards and 24 touchdowns, and experiencing the privilege to play in the Fifth Annual All-American Bowl at the Metrodome in Minneapolis; and

WHEREAS, arguably the greatest receiver statistically in NCAA history, Scott Pingel shattered performances by his predecessors when he entered into the record books career totals of 436 receptions, 6,108 yards, and 75 touchdown catches; and

WHEREAS, Scott Pingel tied the fifteen-year-long reception record during an early senior-year game against Illinois College before nearly 100 friends and relatives attending from his hometown and wearing "Great Scott" T-shirts who then saw him break the record in a later play and deliver the football to a referee for donation to the College Football Hall of Fame; and

WHEREAS, Scott Pingel recently experienced the high honor and the rare distinction of receiving the 1999 Melberger Award as the NCAA Division III Player of the Year, becoming the first wide receiver ever to earn this coveted accolade:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri House of Representatives, Ninetieth General Assembly, join unanimously to applaud the richly-deserved accomplishments of Scott Pingel during his college career and to congratulate him for his record-breaking and record-setting senior year of football at Westminster College; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution in honor of wide receiver Scott Pingel of Perryville, Missouri.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 144 - Representative Boucher
House Resolution No. 145 and House Resolution No. 146 - Representative Bartelsmeyer
House Resolution No. 147 - Representative Thompson
House Resolution No. 148 through House Resolution No. 151 - Representative Gibbons

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 13 was read the second time.

SECOND READING OF HOUSE JOINT RESOLUTION

HJR 62 was read the second time.

SECOND READING OF HOUSE BILLS

HB 1701 through **HB 1742** were read the second time.

HOUSE RESOLUTION

HR 4, relating to the use of the House Chamber, was taken up by Representative Vogel.

On motion of Representative Vogel, **HR 4** was adopted.

PERFECTION OF HOUSE BILL

HB 1506, relating to Tobacco Settlement Trust Fund, was taken up by Representative Van Zandt.

Representative Hanaway offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Bill No. 1506, Page 1, Lines 13-15, by deleting said lines.

Representative Hanaway moved that **House Amendment No. 1** be adopted.

Which motion was defeated by the following vote:

AYES: 021

Ballard	Bartelsmeyer	Chrismer	Evans	Froelker
Gaskill	Hanaway	Hohulin	King	Luetkemeyer
Marble	Merideth	Myers	Naeger	Ostmann
Patek	Pryor	Purgason	Scott	Smith
Townley				

NOES: 135

Abel	Akin	Alter	Auer	Backer
Barnett	Barry 100	Bartle	Bennett	Berkstresser
Black	Blunt	Boatright	Bonner	Boucher
Boykins	Bray 84	Britt	Burton	Campbell
Carter	Champion	Cierpiot	Clayton	Crawford
Crump	Curls	Davis 122	Davis 63	Days
Dougherty	Elliott	Enz	Farnen	Fitzwater
Foley	Ford	Foster	Franklin	Fraser
Gambaro	George	Gibbons	Graham 106	Graham 24
Gratz	Green	Griesheimer	Gross	Gunn
Hagan-Harrell	Hampton	Harlan	Hartzler 123	Hartzler 124
Hegeman	Hendrickson	Hickey	Hilgemann	Holand
Hollingsworth	Hoppe	Hosmer	Howerton	Kelley 47
Kelly 27	Kennedy	Kissell	Klindt	Koller
Kreider	Lakin	Lawson	Leake	Legan
Levin	Liese	Linton	Lograsso	Long
Loudon	Luetkenhaus	May 108	Mays 50	McBride
McClelland	McKenna	Miller	Monaco	Murphy
Murray	Nordwald	O'Connor	O'Toole	Overschmidt
Parker	Phillips	Pouche	Ransdall	Reid
Reinhart	Relford	Reynolds	Richardson	Ridgeway
Riley	Rizzo	Ross	Sallee	Scheve
Schilling	Schwab	Secrest	Seigfreid	Selby
Shelton	Shields	Stokan	Summers	Surface
Thompson	Treadway	Troupe	Tudor	Van Zandt
Vogel	Wagner	Ward	Wiggins	Williams 121
Williams 159	Wilson 25	Wilson 42	Wright	Mr. Speaker

PRESENT: 000

ABSENT WITH LEAVE: 006

Berkowitz	Dolan	Kasten	McLuckie	Robirds
Skaggs				

VACANCIES: 001

On motion of Representative Van Zandt, **HB 1506** was ordered perfected and printed.

RE-REFERRAL OF HOUSE BILLS

The following House Bills were re-referred to the Committee indicated:

HB 1322 - Transportation

HB 1428 - Labor

INTRODUCTION OF HOUSE JOINT RESOLUTION

The following House Joint Resolution was read the first time and copies ordered printed:

HJR 63, introduced by Representative Burton, relating to taxation.

INTRODUCTION OF HOUSE BILL - APPROPRIATIONS

The following House Bill was read the first time and copies ordered printed:

HB 1101, introduced by Representative Franklin, to appropriate money to the Board of Fund Commissioners for the cost of issuing and processing State Water Pollution Control Bonds, Stormwater Control Bonds, Third State Building Bonds and Fourth State Building Bonds, as provided by law, to include payments from the Water Pollution Control Bond and Interest Fund, Stormwater Control Bond and Interest Fund, Third State Building Bond Interest and Sinking Fund, Fourth State Building Bond and Interest Fund, Water Pollution Control Fund and Stormwater Control Fund, and to transfer money among certain funds for the period beginning July 1, 2000 and ending June 30, 2001.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 1743, introduced by Representatives Foley and Naeger, relating to pharmacies.

HB 1744, introduced by Representative Seigfreid, relating to speed limits.

HB 1745, introduced by Representatives Marble and Secrest, et al, relating to income taxation.

HB 1746, introduced by Representative Marble, et al, relating to individual income taxes.

HB 1747, introduced by Representatives Barry, Kennedy, Graham (24), Backer, Tudor, Green and Bartelsmeyer, et al, relating to the quality of patient care.

HB 1748, introduced by Representative Bray, relating to traffic regulations for trucks.

HB 1749, introduced by Representatives Foley and Murray, relating to fire protection districts.

HB 1750, introduced by Representative Patek, relating to excursion gambling boats.

HB 1751, introduced by Representative Patek, relating to income taxation.

HB 1752, introduced by Representatives Ballard and Marble, relating to funding for public schools.

HB 1753, introduced by Representative Riley, relating to charter schools.

HB 1754, introduced by Representative Froelker, relating to the blindness education, screening and treatment program.

HB 1755, introduced by Representative Froelker, relating to income and sales tax credits and refunds.

HB 1756, introduced by Representative Froelker, relating to income taxation.

HB 1757, introduced by Representatives Williams (121), Franklin and Pryor, et al, relating to watercraft regulation.

HB 1758, introduced by Representative Hegeman, relating to starting age for kindergarten.

HB 1759, introduced by Representative Hegeman, et al, relating to the department of health.

HB 1760, introduced by Representative Summers, relating to cemeteries.

HB 1761, introduced by Representatives Summers, Myers, Ostmann, Hartzler (124) and Levin, et al, relating to teachers.

HB 1762, introduced by Representatives Williams (159), Wiggins, Gaw, Hegeman, Legan, Koller, Merideth, Leake and Britt, relating to agricultural marketing.

HB 1763, introduced by Representatives Burton and Murray, relating to county sheltered workshops.

HB 1764, introduced by Representative Backer, relating to certain retirement systems.

HB 1765, introduced by Representative Hagan-Harrell, relating to the school calendar.

HB 1766, introduced by Representatives Williams (159), Koller and Merideth, et al, relating to sales taxation by fire protection districts.

HB 1767, introduced by Representatives Williams (159) and Ross, relating to a Girl Scouts of America special license plate.

HB 1768, introduced by Representatives Ward, Crump and Graham (106), relating to full-time prosecutors.

HB 1769, introduced by Representative Smith, relating to probation officers.

HB 1770, introduced by Representatives Britt and McKenna, relating to health care payment fraud and abuse.

HB 1771, introduced by Representatives Britt and Merideth, relating to law enforcement agencies.

HB 1772, introduced by Representative Reynolds, relating to the small business franchise act.

HB 1773, introduced by Representative Evans, et al, relating to fee agents.

HB 1774, introduced by Representative Auer, relating to lead abatement projects.

HB 1775, introduced by Representatives Sallee and Long, relating to state emblems.

HB 1776, introduced by Representative Sallee, relating to child visitation.

HB 1777, introduced by Representative Sallee, relating to the state employees' retirement system.

HB 1778, introduced by Representatives Mays (50), Smith, Koller, Crump, Graham (24), Froelker and Kreider, et al, relating to retail choice in electric service.

COMMITTEE CHANGE

The Speaker submitted the following Committee change:

Representative Foley has been appointed a member of the Commerce Committee.

ADJOURNMENT

On motion of Representative Crump, the House adjourned until 10:00 a.m., Thursday, January 27, 2000.

CORRECTION TO THE HOUSE JOURNAL

Correct House Journal, Twelfth Day, Tuesday, January 25, 2000, pages 133 and 134, roll call, by showing Representative Hosmer voting "aye" rather than "absent with leave".

COMMITTEE MEETINGS

APPROPRIATIONS - EDUCATION AND PUBLIC SAFETY

Thursday, January 27, 2000. Hearing Room 1 upon adjournment.
Public Defender Commission, Public testimony - Higher Education.

APPROPRIATIONS - EDUCATION AND PUBLIC SAFETY

Monday, January 31, 2000, 1:00 pm. Hearing Room 1.
Dept. Of Elementary and Secondary Education.

APPROPRIATIONS - GENERAL ADMINISTRATION

Monday, January 31, 2000, 1:00 pm. Hearing Room 7. Elected officials.

BUDGET

Thursday, January 27, 2000, 8:30 am. Hearing Room 3.
To be considered - HB 1114

CONSUMER PROTECTION AND HOUSING

Tuesday, February 1, 2000, 8:00 pm. Hearing Room 1. Executive session.
To be considered - HB 1430, HB 1434, HB 1455

EDUCATION - ELEMENTARY AND SECONDARY

Thursday, January 27, 2000, 9:30 am. Hearing Room 4.

To be considered - Executive Session - HB 1075, Executive Session - HB 1076

EDUCATION - ELEMENTARY AND SECONDARY

Tuesday, February 1, 2000, 3:00 pm. Hearing Room 3.

To be considered - HB 1073, HB 1183, HB 1221, HB 1361

ENVIRONMENT AND ENERGY

Thursday, January 27, 2000, 8:00 am. Hearing Room 7.

To be considered - HB 1143, HB 1439

ETHICS

Thursday, January 27, 2000. Side gallery upon adjournment.

Approval of Caucus.

FEDERAL - STATE RELATIONS AND VETERANS AFFAIRS

Thursday, January 27, 2000. Side gallery upon morning adjournment.

Executive session.

FISCAL REVIEW

Monday, January 31, 2000, 3:00 pm. Hearing Room 2a-2b.

Executive session.

MUNICIPAL CORPORATIONS

Wednesday, February 2, 2000, 3:00 pm. Hearing Room 4.

To be considered - HB 1290, HB 1338

SUBCOMMITTEE ON APPROPRIATIONS - NATURAL AND ECONOMIC RESOURCES

Tuesday, February 1, 2000, 8:00 am. Hearing Room 4.

Continuing report from Dept. of Natural Resources.

SUBCOMMITTEE ON ORGAN DONATION

Monday, January 31, 2000, 3:00 pm. Hearing Room 4.

To be considered - HB 1178

SUBCOMMITTEE ON ORGAN DONATION

Tuesday, February 1, 2000, 8:00 am. Hearing Room 7.

To be considered - HB 1178

HOUSE CALENDAR

FOURTEENTH DAY, THURSDAY, JANUARY 27, 2000

HOUSE JOINT RESOLUTION FOR SECOND READING

HJR 63

HOUSE BILLS FOR SECOND READING

HB 1743 through HB 1778

HOUSE BILL FOR SECOND READING - APPROPRIATIONS

HB 1101

HOUSE JOINT RESOLUTION FOR PERFECTION

HJR 43 - Barry

HOUSE BILL FOR PERFECTION

HCS HB 1362 - Harlan